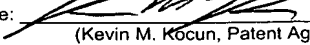


I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: May 3, 2005

Signature: 
(Kevin M. Kocun, Patent Agent)

Docket No.: SPINE 3.0-455 CONT II
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Zubok et al.

Group Art Unit: 3738

Application No.: 10/776,656

Confirmation No.: 3382

Filed: February 11, 2004

Examiner: C. L. Miller

For: CERVICAL DISC REPLACEMENT

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

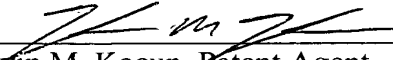
Dear Sir:

It is respectfully requested that the references listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: May 3, 2005

Respectfully submitted,

By 
Kevin M. Kocun, Patent Agent
Registration No.: 54,230
LERNER, DAVID, LITTENBERG,
KRUMHOLZ & MENTLIK, LLP
600 South Avenue West
Westfield, New Jersey 07090
(908) 654-5000
Agent for Applicant



PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/776,656
				Filing Date	February 11, 2004
				First Named Inventor	Rafail Zubok
				Art Unit	3738
				Examiner Name	C. L. Miller
Sheet	1	of	2	Attorney Docket Number	SPINE 3.0-455 CONT II

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-2002/0082701-A1	06-27-2002	Zdedblich et al.	
	AB	US-2002/0107572-A1	08-08-2002	Foley et al.	
	AC	US-2002/0128715-A1	09-12-2002	Bryan et al.	
	AD	US-2002/0143399-A1	10-03-2002	Sutcliffe	
	AE	US-2002/0169508-A1	11-14-2002	Songer et al.	
	AF	US-2003/0078668-A1	04-24-2003	Michelson	
	AG	US-2003/0100949-A1	05-29-2003	Michelson	
	AH	US-2003/0167091-A1	09-04-2003	Scharf	
	AI	US-2003/0195632-A1	10-16-2003	Foley et al.	
	AJ	US-2003/0204260-A1	10-30-2003	Ferree	
	AK	US-2003/0233097-A1	12-18-2003	Ferree	
	AL	US-2003/0233148-A1	12-18-2003	Ferree	
	AM	US-2004/0002761-A1	01-01-2004	Rogers et al.	
	AN	US-2004/0002762-A1	01-01-2004	Hawkins	
	AO	US-2004/0006343-A1	01-08-2004	Sevrain	
	AP	US-2004/0024461-A1	02-05-2004	Ferree	
	AQ	US-2004/0030389-A1	02-12-2004	Ferree	
	AR	US-2004/0030391-A1	02-12-2004	Ferree	
	AS	US-4,997,432	03-05-1991	Keller	
	AT	US-5,258,031	11-02-1993	Salib et al.	
	AU	US-5,314,477	05-24-1994	Marnay	
	AV	US-5,401,269	03-28-1995	Buttner-Janz et al.	
	AW	US-5,425,773	06/1995	Boyd et al.	
	AX	US-5,507,816	04-16-1996	Bullivant	
	AY	US-5,514,180	05/1996	Heggeness et al.	
	AZ	US-5,556,431	09/1996	Buttner-Janz	
	AA1	US-5,562,738	10/1996	Boyd et al.	
	AB1	US-5,674,296	10/1997	Bryan et al.	
	AC1	US-5,676,701	10/1997	Yuan et al.	
	AD1	US-5,755,796	05/1998	Ibo et al.	
	AE1	US-5,888,226	03/1999	Rogozinski	
	AF1	US-5,899,941	05/1999	Nishijima et al.	
	AG1	US-6,063,121	05/2000	Xavier et al.	
	AH1	US-6,146,421	11/2000	Gordon et al.	
	AI1	US-6,179,874	01/2001	Cauthen	
	AJ1	US-6,228,118	05/2001	Gordon	
	AK1	US-6,368,350	04/2002	Erickson et al.	
	AL1	US-6,416,551-B1	07-09-2002	Keller	
	AM1	US-6,517,580-B1	02-11-2003	Ramadan et al.	
	AN1	US-6,527,804-B1	03-04-2003	Gauchet et al.	
	AO1	US-6,540,785-B1	04-01-2003	Gill et al.	
	AP1	US-6,610,093-B1	08-26-2003	Pisharodi	
	AQ1	US-6,679,915-B1	01-20-2004	Cauthen	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/776,656
				Filing Date	February 11, 2004
				First Named Inventor	Rafail Zubok
				Art Unit	3738
				Examiner Name	C. L. Miller
Sheet	2	of	2	Attorney Docket Number	SPINE 3.0-455 CONT II

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)					

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--